

# HELM FINANCIAL CORPORATION

RECORDATION NO. 15711-B  
FILED 1425

One Embarcadero Center • San Francisco, CA 94111

415/398-4510

FAX 415/398-4816

NOV 22 1994 ~2 40 PM

VIA AIR COURIER INTERSTATE COMMERCE COMMISSION RECORDATION NO. 15764-I  
FILED 1425

November 18, 1994

Ms. Mildred Lee  
Recordations Unit  
Interstate Commerce Commission  
12th and Constitution Avenue, N.W.  
Washington, DC 20423

NOV 22 1994 ~2 40 PM

INTERSTATE COMMERCE COMMISSION

NOV 22 1994 ~2 40 PM

INTERSTATE COMMERCE COMMISSION

Dear Ms. Lee:

On behalf of Helm Financial Corporation, I submit for filing and recording, under 49 U.S.C. Section 11303(a) and the regulations promulgated thereunder the following documents:

1. Three (3) fully executed originals each of the Certification of True Copy dated as of November 2, 1994 pertaining to the Termination of Non-Recourse Note and Security Agreement dated as of September 2, 1994 by National City Bank, Kentucky (f/k/a First National Bank of Louisville), a National Banking Association ("NCB") for the benefit of Helm Financial Corporation ("HFC"); and
2. Three (3) fully executed originals each of the Certification of True Copy dated as of November 2, 1994 pertaining to the Termination of Non-Recourse Note and Security Agreement dated as of September 2, 1994 by NCB for the benefit of HFC; and
3. Three (3) fully executed originals each of the Certification of True Copy dated as of November 2, 1994 pertaining to the Termination of Non-Recourse Note and Security Agreement dated as of September 2, 1994 by NCB for the benefit of HFC.

In connection with the recording of these Certification of True Copy, please note the following information:

Name and Address of HFC:

Helm Financial Corporation  
One Embarcadero Center, Suite 3500  
San Francisco, CA 94111

Equipment: Please see "Exhibit A" attached to each one of the above mentioned Certification of True Copy.

Please file each Certification of True Copy under separate recordation numbers and return three (3) each of the endorsed originals to my attention. The filing fee of \$21.00 per document is included in the enclosed check number 19931 dated 11/11/94.

Sincerely,

*Cecilia Mostaghim*

Cecilia Mostaghim  
Contracts Administrator

cm  
Enclosures (9)

RECEIVED BRANCH

NOV 22 2 33 PM '94

12  
\$ 252.00

**Interstate Commerce Commission**  
Washington, D.C. 20423

OFFICE OF THE SECRETARY

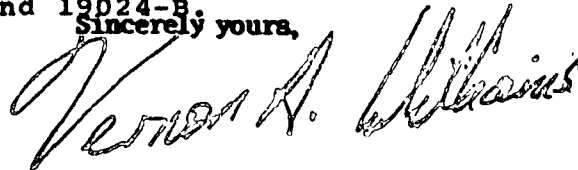
11/22/94

Cecilia Mostaghim  
Contracts Administrator  
Helm Financial Corporation  
One Embarcadero Center  
San Francisco, CA. 94111

Dear Sir:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on 11/22/94 at 2:40PM, and assigned recordation number(s). 15711-B, 15764-I, 16556-A, 16557-A, 16999-B, 17511-I, 18244-A, 18388-A, 18389-A, 18522-A, 18522-B and 19024-B.

Sincerely yours,



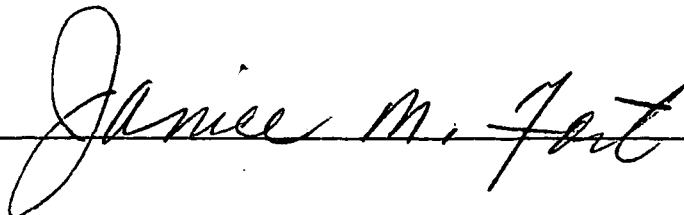
Vernon A. Williams  
Secretary

Enclosure(s)

(0100438001)

\$ 252.00 The amount indicated at the left has been received in payment of a fee in connection with a document filed on the date shown. This receipt is issued for the amount paid and in no way indicates acknowledgment that the fee paid is correct. This is accepted subject to review of the document which has been assigned the transaction number corresponding to the one typed on this receipt. In the event of an error or any questions concerning this fee, you will receive a notification after the Commission has had an opportunity to examine your document.

Signature



RECORDATION NO. 15711-B  
FILED 1425

CERTIFICATION OF TRUE COPY

NOV 22 1994 -2 00 PM

INTERSTATE COMMERCE COMMISSION

On November 2, 1994, I Sharon L. Van Fossan examined the original copy of the Termination of Non-Recourse Note and Security Agreement dated as of September 2, 1994 by National City Bank, Kentucky (f/k/a First National Bank of Louisville), a National Banking Association for the benefit of Helm Financial Corporation, a California corporation, and I hereby certify that I have compared the attached duplicate copy with the original and that it is a complete, true and correct copy of the original in all respects, including the dates, signatures and acknowledgements thereof.

*Sharon L. Van Fossan*

Sharon L. Van Fossan  
Supervisor Contract Administration

STATE OF CALIFORNIA

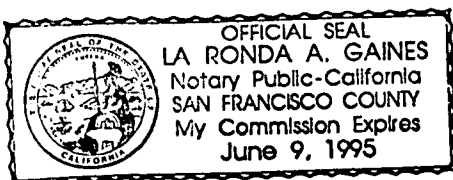
COUNTY OF SAN FRANCISCO

On November 2, 1994, before me, LaRonda A. Gaines, personally appeared Sharon L. Van Fossan, Supervisor Contract Administration for **HELM FINANCIAL CORPORATION**,

X personally known to me -OR-

— proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

Witness my hand and official seal.



*LaRonda A. Gaines*

SIGNATURE OF THE NOTARY

TERMINATION OF NON-RECOURSE NOTE AND SECURITY AGREEMENT

THIS TERMINATION OF NON-RECOURSE NOTE AND SECURITY AGREEMENT ("Termination") is made as of the 2nd day of September, 1994, by National City Bank, Kentucky (f/k/a First National Bank of Louisville), a National Banking Association (the "Lender") for the benefit of Helm Financial Corporation, a California Corporation (the "Maker").

1. Recitals. Maker owns the 100-Ton, Open-Top Coal Hopper Cars bearing Association of American Railroad Designation Numbers as listed on Exhibit A attached hereto (the "Units"). Maker has granted a Security Interest in the units to the Lender upon the terms and conditions of that certain Non-Recourse Note and Security Agreement dated as of the 17 day of June, 1988, between Lender and Maker (the "Security Agreement") and filed at the Interstate Commerce Commission ("ICC") under Recordation No. 15711-A filed on August 24, 1988 at 2:50 p.m.
2. Termination of Security Interest. The Secured Party's security interest in the Units shall be and is hereby terminated upon the filing of this Termination with the ICC and all of the Secured Party's right, title and interest in and to the Units shall and has become null and void.

IN WITNESS THEREOF, the Lender, pursuant to due authority, has executed this Termination of Non-Recourse Note and Security Agreement as of the date first written above.

NATIONAL CITY BANK, KENTUCKY (f/k/a First National Bank of Louisville)

By: 

Title: VICE PRESIDENT

EXHIBIT A

DESCRIPTION OF EQUIPMENT

Equipment Description:

100-ton, roller bearing, 3422 cubic foot, three-pocket, open top coal hopper cars, remanufactured by Bethlehem Steel in 1988.

Unit Numbers: CN 328500-328659